

**REAL ESTATE EXAMINING BOARD  
MEETING MINUTES  
JUNE 18, 2015**

**PRESENT:** Stephen Beers, Marie Hetzer, Kitty Jedwabny, Randal Savaglio, Dennis Pierce

**EXCUSED:** Brian McGrath, Michael Mulleady

**STAFF:** Tom Ryan - Executive Director; Nilajah Madison-Head - Bureau Assistant; Sharon Henes - Administrative Rules Coordinator; and Other Department Staff

**CALL TO ORDER**

Stephen Beers, Chair, called the meeting to order at 10:02 a.m. A quorum of five (5) members was confirmed.

**ADOPTION OF AGENDA**

**MOTION:** Randal Savaglio moved, seconded by Dennis Pierce, to adopt the agenda as published. Motion carried unanimously.

**APPROVAL OF THE MINUTES OF APRIL 16, 2015**

**MOTION:** Marie Hetzer moved, seconded by Randal Savaglio, to approve the minutes of April 16, 2015 as published. Motion carried unanimously.

**LEGISLATION AND ADMINISTRATIVE RULE MATTERS**

**Adoption of CR 15-006 Amending REEB 16.06 Relating to Approved Forms**

**MOTION:** Randal Savaglio moved, seconded by Dennis Pierce, to approve the Adoption Order for Clearinghouse Rule 15-006 amending REEB 16.06 relating to approved forms. Motion carried unanimously.

**Draft Amending REEB 24 Relating to Revocation Due to Felony Conviction**

**MOTION:** Randal Savaglio moved, seconded by Dennis Pierce, to approve the creation of REEB 24.17(2m) relating to revocation due to felony conviction for posting for economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

**CLOSED SESSION**

**MOTION:** Randal Savaglio moved seconded by Dennis Pierce, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Stephen Beers read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Stephen Beers-yes; Marie Hetzer-yes; Kitty Jedwabny-yes; Dennis Pierce-yes; Randal Savaglio-yes. Motion carried unanimously.

The Board convened into closed session at 10:19 a.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Randal Savaglio moved, seconded by Marie Hetzer, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 10:31 a.m.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION, IF VOTING IS APPROPRIATE**

**MOTION:** Randal Savaglio moved, seconded by Dennis Pierce, to affirm all votes made in Closed Session. Motion carried unanimously.

**MOTION TO DESIGNATE MICHAEL J. BERNDT, DEPARTMENT CHIEF LEGAL COUNSEL, AS FINAL DECISION MAKER****13 REB 018 (S.J.C., M.M., and M.I.R.)**

**MOTION:** Randal Savaglio moved, seconded by Marie Hetzer, to delegate to Michael J. Berndt, Department Chief Legal Counsel, the Board's authority to preside over and resolve disciplinary matter 13 REB 018 (S.J.C., M.M., and M.I.R.). Motion carried unanimously.

**DELIBERATION ON ADMINISTRATIVE WARNINGS**

**MOTION:** Marie Hetzer moved, seconded by Randal Savaglio, to issue Administrative Warnings in the following matters:

1. 11 REB 055 and 11 REB 113 (M.J.H. and F.P.S.L.)
2. 13 REB 050 (W.D.K. and A.C.S.I.)
3. 13 REB 130 (J.M.M.)
4. 13 REB 130 (N.A.S.)
5. 13 REB 130 (W.I.M.N.)

Motion carried unanimously.

## **DELIBERATION ON PROPOSED STIPULATIONS, FINAL DECISION AND ORDERS**

**MOTION:** Dennis Pierce moved, seconded by Marie Hetzer, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 13 REB 008 – Deb M. Lamia and Green Door Realty & Property Management, LLC.
2. 13 REB 050 – David J. Vander Schaaf
3. 13 REB 074 – David B. Price and Milwaukee Realty, Inc.
4. 13 REB 075 – Brenda K. Bruyette
5. 13 REB 076 – Beth A. Davis
6. 13 REB 084 – Donald R. Peacock
7. 13 REB 098 – Ethan E. Marr
8. 13 REB 108 – Rebecca Funmaker

Motion carried unanimously.

## **CASE CLOSINGS**

**MOTION:** Dennis Pierce moved, seconded by Randal Savaglio, to close the following cases for the reasons outlined below:

1. 13 REB 046 – Insufficient Evidence (IE)
2. 13 REB 055 (O.N.R.) – No Violation (NV)
3. 13 REB 055 (I.R.K.) – Prosecutorial Discretion (P3)
4. 13 REB 075 (C.B.R.R.E.L. and J.A.H.) – Prosecutorial Discretion (P1)
5. 13 REB 076 (L.C.F. and B.V.U.I.) – Prosecutorial Discretion (P7)
6. 13 REB 076 (G.A.D and J.P.R.) – No Violation (NV)
7. 13 REB 084 (W.D.K. and A.C.S.I.) – No Violation (NV)
8. 13 REB 095 – Prosecutorial Discretion (P5 – Flag)
9. 13 REB 098 (M.H.P. and M.R.L.) – No Violation (NV)
10. 13 REB 108 (L.C.F., T.L.M., and B.V.U.I.) – Prosecutorial Discretion (P7)
11. 13 REB 120 – Prosecutorial Discretion (P3)
12. 13 REB 130 (S.M.G.) – No Violation (NV)
13. 14 REB 023 – Prosecutorial Discretion (P5-Flag)

Motion carried unanimously.

## **ADJOURNMENT**

**MOTION:** Randal Savaglio moved, seconded by Stephen Beers, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:37 a.m.